**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**
**ORDINARY ORIGINAL CIVIL JURISDICTION**

**APPEAL NO.223 OF 2006**
**IN**
**WRIT PETITION NO. 1076 OF 2000**

Inthru Noronha .. Appellant

Vs.

Colgate Palmolive (I) Ltd. & Ors. .. Respondents

Mr.N.M.Ganguli for the Appellant.
Mr.J.P.Cama, Seniour Advocate with G.S.Shetty i/b.
P.J.Ranga for the Respondent No.1.

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**CORAM : DR.S.RADHAKRISHNAN &**
**S.J.VAZIFDAR, JJ.**

**DATE : 1ST AUGUST, 2006.**

**P.C.:**

1. Heard the learned Counsel for the parties. By this Appeal, the Appellant is challenging the order of the Learned Single Judge dated 19th January, 2005 declining to interfere with the order of the Industrial Court dismissing the complaint filed by the Complainant complaining of unfair labour practices under Items 5, 9 and 10 of Schedule IV to the Maharashtra Recognition of Trade Unions and Prevention of Unfair Labour Practices Act, 1971.

2. We have also perused the judgment of the Industrial Court, wherein the Industrial Court had clearly given a finding that the Appellant is not a workman and he belongs to Executive cadre. The Learned Single Judge has exhaustively analysed the

evidence as well as the various documents tendered before the Industrial Court and had fully concurred with the findings of the Industrial Court and held that the Appellant is not a workman and that he belongs to Executive Cadre. Having regard to the aforesaid facts and circumstances of the case, we do not find any error or illegality in the impugned Judgment of the Learned Single Judge. The Appeal is devoid of merits, hence stand dismissed.

**(DR.S.RADHAKRISHNAN,J.)**

**(S.J.VAZIFDAR,J.)**